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PAGE 01/03

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FACSIMILE SUBMISSION UNDER 37 CFR 1.8

TO:	Mail Stop Amendments Group Art Unit 3736	FROM:	Jason D. Kelly
COMPANY:	U.S. Patent & Trademark Office	DATE:	MARCH <u>21</u> , 2006
FAX NUMBER:	571-273-8300	TOTAL NO. OF PAGES INCLUDING COVER:	3
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	1023-360US01
RE:	Supplemental Information Disclosure Statement	APPLICATION SERIAL NUMBER:	10/825,964

MAR 21 2006

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth; Confirmation No. 8232
Keith A. Miesel
Serial No.: 10/825,964
Filed: April 15, 2004 Customer No.: 28863
Examiner: Unknown
Group Art Unit: 3736 Docket No.: 1023-360US01
Title: DETECTING SLEEP

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on March 21, 2006.

By: Shirley A. Bettlach

Name: Shirley A. Bettlach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendments
Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. This statement is being filed, to the best of Applicant's knowledge, before the receipt of a first Office Action on the merits.

Copies of the U.S. patents are not enclosed as this requirement has been waived by the U.S. Patent Office.

Respectfully submitted,

Date: 3/21/06

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Page 1 of 1

Form 1449* INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)		Docket Number: 1023-360US01		Application Number: 10/825,964	
		Applicant: Kenneth T. Heruth; Keith A. Miesel			
		Filing Date: April 15, 2004		Group Art Unit: 3736	
		Examiner Name: Unknown			
U.S. PATENT DOCUMENTS					
Examiner Initial	Document Number	Issue/Document Publication Date	Name	Filing Date If Appropriate	
	4,846,195	07/11/1989	Alt		
	6,128,534	10/03/2000	Park et al.		
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FOREIGN PATENT DOCUMENTS					
Examiner Initial	Document Number	Publication Date	Country	Translation	
				Yes	No
OTHER DOCUMENTS (Including Authors, Title of Item, Page(s), Vol/Issue No., Publisher, Place of Publication)					
EXAMINER			Date Considered		

* Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Based on Form PTO-FB-A820
(Also form PTO-1449)

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